

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and

THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 18002 of 2004

Between:

T. Ravi Kumar, S/o. Sri T. Bala Ankanna, Junior Assistant,
Office of Junior Civil Judge's Court, R/o. Kamalapuram, Kadapa, Kadapa District.

..... PETITIONER

AND

- 1 The High Court of Andhra Pradesh, Rep. by its Registrar General,
High Court Buildings, Hyderabad.
- 2 The District Judge, Kadapa, Kadapa District.

.....RESPONDENT(S)

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, Order or direction more particularly one in the nature of WRIT OF MANDAMUS: a) By declaring the action of the 2nd respondent in not issuing application to the petitioner for recruitment to the posts of Junior Civil Judges issued vide Notification No.1/2004-RC Dt. 31-08-2004 as arbitrary, illegal, improper and unsustainable; b) Consequently, direct the 2nd Respondent to issue the application to the Petitioner and receive the same pursuant to Notification No.1/2004-RC Dated 31-08-2004 of the 2nd Respondent and on that basis; c) Direct the Respondents to permit the petitioner to participate in the selection process in pursuance to the notification No.1/2004-RC Dt. 31-08-2004 for recruitment to the post of Junior Civil Judges for members belonging to SC and ST.

Counsel for the Petitioner:MR.NOOTY RAMA MOHANA RAO

Counsel for the Respondent Nos. 1 and 2: MR.C.V.MOHAN REDDY

The Court made the following Oral Order: (per Sri Devinder Gupta, CJ)

Petitioner is presently working as Lower Division Clerk. He is seeking a direction to permit him to participate in the selection process for recruitment to the post of Junior Civil Judges.

Admittedly, petitioner is not a full member or approved probationer under any of the categories of persons who are eligible to apply for recruitment to the post of Junior Civil Judges for which applications were invited by the notification in question. Even if petitioner's Writ Petition No. 17998 of 2004 is allowed, even in that case, as of today, petitioner is not a full member or approved probationer and as such there is no cause of action for the petitioner to maintain this writ petition.

The writ petition is accordingly dismissed. No costs.

DEVINDER GUPTA, CJ

Date: 6th October, 2004

C.V.RAMULU,J

Pnb

To

- 1 The High Court of Andhra Pradesh, Rep. by its Registrar General,
High Court Buildings, Hyderabad.
- 2 The District Judge, Kadapa, Kadapa District.
3. The Section Officer, Legal Cell, High Court of A.P., Hyderabad.
4. The Section Officer, 'C' Section, High Court of A.P., Hyderabad.
5. Two C.D. copies